

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

REITNOUR INVESTMENT PROPERTIES --  
LIMERICK, L.P.  
1260 Valley Forge Road, Suite 103  
Phoenixville, Pennsylvania 19460

CIVIL ACTION

NO. 02-3455

VS.

CLARICA LIFE INSURANCE COMPANY – U.S. :  
13890 Bishop’s Drive, Suite 300 :  
Brookfield, Wisconsin 53008 :

and

WILMINGTON TRUST CORP.  
Rodney Square North  
1100 North Market Street  
Wilmington, Delaware 19890-0001

Defendants.

## ORDER

AND NOW this \_\_\_\_\_ day of \_\_\_\_\_, 2002, pursuant to the Notice of Dismissal filed by Plaintiff Reitnour Investment Properties -- Limerick L.P., it is hereby ORDERED that the Clerk of Court shall enter an Order dismissing this action with prejudice as to Defendant Wilmington Trust Corp.

Bartle, III, U.S.D.J.

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**NOTICE OF DISMISSAL AS TO DEFENDANT WILMINGTON TRUST CORP.**

Pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiff Reitnour Investment Properties -- Limerick L.P., through counsel, hereby gives notice that this action is to be dismissed with prejudice as to Defendant Wilmington Trust Corp. Defendant Wilmington Trust

Corp. has neither served an answer to the complaint nor filed a motion for summary judgment in this action.

Dated: June 18, 2002

Respectfully submitted,

HANGLEY ARONCHICK SEGAL & PUDLIN

By: \_\_\_\_\_  
Henry E. Hockeimer, Jr. (Atty. I.D. No. 86768)  
Alan C. Promer (Atty. I.D. No. 81006)  
One Logan Square, 27th Floor  
Philadelphia, PA 19103-6933  
(215) 568-6200

Attorneys for Plaintiff Investment Properties --  
Limerick, L.P.

**CERTIFICATE OF SERVICE**

I hereby certify that copies of Plaintiff's Notice of Dismissal of Defendant Wilmington Trust Corp. were served on June 18, 2002, as follows:

By Hand Delivery: Richard M. Jordan, Esquire  
White and Williams LLP  
1800 One Liberty Place  
Philadelphia, PA 19103-7395  
(Counsel for Wilmington Trust Corp.)

By First Class Mail: Gerald E. Arth, Esquire  
Fox Rothschild, O'Brien & Frankel, LLP  
2000 Market Street, 10<sup>th</sup> Floor  
Philadelphia, PA 19103-3291  
(Counsel for Clarica Life Insurance Company-U.S.)

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Alan C. Promer